



DEPARTMENT OF THE AIR FORCE  
WASHINGTON, DC

Office of the Assistant Secretary

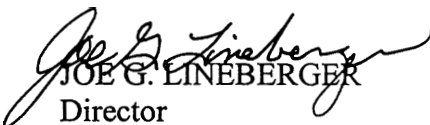
DEC 04 1997

AFBCMR 97-01102

MEMORANDUM FOR THE CHIEF OF STAFF

Having received and considered the recommendation of the Air Force Board for Correction of Military Records and under the authority of Section 1552, Title 10, United States Code (70A Stat 116), it is directed that:

The pertinent military records of the Department of the Air Force relating to [REDACTED] be corrected to show that, on 2 March 1996, he enlisted in the Air National Guard and the Air Force Reserve in the grade of airman first class (E-3), rather than airman basic (E-1), with an effective date and a date of rank of 2 March 1996.

  
JOE G. LINEBERGER

Director

Air Force Review Boards Agency

RECORD OF PROCEEDINGS  
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NUMBER: 97-01102

COUNSEL: None

HEARING DESIRED: NO

DEC 04 1997

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APPLICANT REQUESTS THAT:

His records be corrected to show that he enlisted in the Air National Guard in the grade of airman first class (E-3), rather than airman basic (E-1).

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APPLICANT CONTENDS THAT:

He enlisted on 2 March 1996. **An** ANGRC message, dated 28 March 1996, made the stripes for skills retroactive to 1 October 1995. His AFSC is 3P031 (Security Specialist), which is an authorized AFSC for the stripes for skills program.

In support of his application, he provided a copy of the cited message and correspondence concerning the issue under review (Exhibit A).

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STATEMENT OF FACTS:

Information maintained in the Personnel Data System (PDS) indicates that the applicant enlisted in the Air National Guard and the Air Force Reserve on 2 March 1996 for a period of 6 years. Following his completion of training, he was assigned to duties as a Security Specialist. Documents provided by the applicant reveal that he had a date of rank as an airman (E-2) of 1 March 1997. He is currently serving in the grade of airman first class (E-3), having been promoted to that grade on 1 September 1997. During the retirement year ending (RYE) 1 March 1997, he was credited with 153 total points and a satisfactory year of Federal service.

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AIR FORCE EVALUATION:

The Utilization Branch, Air National Guard Readiness Center, ANG/MPPUR, reviewed this application and recommended that the applicant's records be corrected to reflect a pay grade of airman first class with a date of rank of 5 December 1996. MPPUR stated

that this recommendation complies with established Air National Guard promotion and enlistment policy.

Pursuant to the Board's request, MPPU again reviewed this application and stated that, based on the input from the State Adjutant General, HQ ANG Recruiting and Retention section, and HQ ANG Enlisted Promotion section, the applicant should be considered an airman first **class** with a date of rank **of** 5 December 1996, without entitlement to retroactive pay. This recommendation is based upon Air National Guard promotion authority for enlisted members and the applicant's case file.

Complete copies of the above opinions are at Exhibit C.

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APPLICANT'S REVIEW OF AIR FORCE EVALUATION:

Copies of the advisory opinions were forwarded to the applicant on 15 September 1997 for review and comment. As of this date, no response has been received by this office.

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THE BOARD CONCLUDES THAT:

1. The applicant has exhausted all remedies provided by existing law or regulations.
2. The application was timely filed.
3. Sufficient relevant evidence has been presented to demonstrate the existence of probable injustice. The evidence provided by the applicant shows that in August 1996, the Stripes for Skills Program was continued into Fiscal Year 1997 and that the provisions of the program were made retroactive to 1 October 1995, prior to the applicant's enlistment. A second communication indicated that the applicant's AFSC did become eligible for participation in the program in April 1996, shortly after his enlistment. This communication reiterated that the program had been made retroactive to October 1995. We have noted the recommendation that the applicant's date of rank be changed but that he not be entitled to backpay. No rationale is given for either recommendation. Also, no explanation for the retroactive application of the program has been provided. Therefore, we are left to interpret the evidence as seems best to us. In our estimation, the evidence suggests that, had the program been implemented in a timely fashion (October 1995), the applicant would have been entitled to enlist and perform duties in the higher grade. Had this occurred, he would have been entitled to all pay and benefits due an airman first class. It has generally not been the practice of this Board to deny retroactive pay and allowances to a member who otherwise would have been entitled to such benefits but for an error or injustice in the

record. There is nothing in the record presented here which would cause us to do so now. Therefore, the applicant's records should be corrected to show he enlisted in the higher grade, with entitlement to all the pay and benefits due a member serving in the grade of airman first class.

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THE BOARD RECOMMENDS THAT:

The pertinent military records of the Department of the Air Force relating to [REDACTED] be corrected to show that, on 2 March 1996, he enlisted in the Air National Guard and the Air Force Reserve in the grade of airman first class (E-3), rather than airman basic (E-1), with an effective date and a date of rank of 2 March 1996.

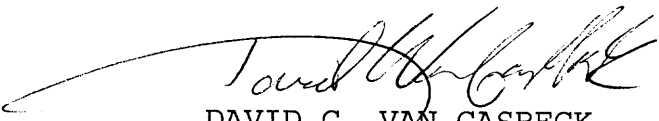
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The following members of the Board considered this application in Executive Session on 13 November 1997 under the provisions of AFI 36-2603:

Mr. David C. Van Gasbeck, Panel Chairman  
Mr. Michael P. Higgins, Member  
Mr. Patrick R. Wheeler, Member

All members voted to correct the records, as recommended. The following documentary evidence was considered:

- Exhibit A. DD Form 149, dated 1 March 1997, with attachments.
- Exhibit B. Applicant's Master Personnel Records.
- Exhibit C. Letters, ANG/MPPUR and ANG/MPPU, dated 3 June and 9 September 1997.
- Exhibit D. Letter, SAF/MIBR, dated 15 September 1997.

  
DAVID C. VAN GASBECK  
Panel Chairman



DEPARTMENT OF THE AIR FORCE  
AIR NATIONAL GUARD READINESS CENTER



MEMORANDUM FOR AFBCMR

03 JUN 1997

FROM: ANG/MPPUR  
3500 Fetchet Avenue  
Andrews AFB MD 20762-5157

SUBJECT: Application for Correction of Military Records [REDACTED]  
[REDACTED]

The attached Application for Correction of Military Records submitted by the applicant a member of the [REDACTED] Air National Guard (ANG), is forwarded for your review and action.

The applicant requests that the applicant's military record be corrected to reflect a paygrade of Airman First Class (A1C) with a date of rank of 5 Dec 1996.

This Headquarters recommends granting relief to the applicant. We verified that sufficient evidence does exist in the member's military personnel record and submitted documentation to support this recommendation. This recommendation complies with established Air National Guard promotion and enlistment policy. Please direct any questions to MSgt Gowdy, ANG/MPPUR, DSN 278-7500, Email [tgowdy@angrc.ang.af.mil](mailto:tgowdy@angrc.ang.af.mil).

FOR THE COMMANDER

NILDA E. URRUTIA, Lt Col, USAF  
Chief, Utilization

[REDACTED]

[REDACTED]

9701102



**DEPARTMENT OF THE AIR FORCE**  
**AIR NATIONAL GUARD READINESS CENTER**

**MEMORANDUM FOR AFBCMR**

**09 SEP 1997**

**FROM: ANG/MPPU**  
**3500 Fetchet Avenue**  
**Andrews AFB, MD 20762-5157**

**SUBJECT: Application for Correction of Military Records – Airman (AMN) [REDACTED]**

The attached Application for Correction of Military Records submitted by the applicant, a member of the [REDACTED] Air National Guard (ANG), is forwarded for your review and action.

This memorandum is forwarded per your request: to clarify our 3 Jun 97 advisory. We recommend the applicant's date of rank (DOR) to (E-3) be changed to 5 Dec 96. It seems the applicant is requesting his DOR for (E-3) be changed to read 2 Mar 96, however, based upon the input from the State Adjutant General, HQ ANG Recruiting and Retention section and HQ ANG Enlisted Promotion section, [REDACTED] should be considered an A1C with a DOR of 5 Dec 96 and not entitled to retroactive pay. This recommendation is based upon Air National Guard promotion authority for enlisted members and the member's case file.

Please direct any questions or correspondence to MSgt Gowdy, ANG/MPPUR, DSN 278-7500, Email [gowdyt@ang.af.mil](mailto:gowdyt@ang.af.mil).

**FOR THE COMMANDER**

  
**NILDA E. URRUTIA, Lt Col, USAF**  
**Chief, Utilization**